

MINUTES OF THE KANSAS BOARD OF VETERINARY EXAMINERS MEETING
FRIDAY, JULY 27, 2007

This meeting of the Kansas Board of Veterinary Examiners was called to order by Board President Dr. Verle Carlson at 11:00 a.m. Dr. Carlson welcomed everyone in attendance at the meeting. In addition to Dr. Carlson, Board members Dr. Mark Olson, Dr. Richard Barta, Dr. Vern Otte, Dr. Christen Skaer, Dr. Mary Sue Painter and Mr. Richard Coffelt were also present. Also in attendance were agency staff Dr. Dirk Hanson, Larry O'Hara and Cheryl Mermis and Board General Counsel Mary Feighny. Guests in attendance were Robyn Kendrick, Executive Director of the American Association of Veterinary State Boards and Cate Daniels, staff member of the American Association of Veterinary State Boards.

A motion was made by Dr. Otte to adopt the proposed agenda for this meeting. This motion was seconded by Dr. Olson. This motion passed on a voice vote.

Dr. Carlson asked if there was anyone present from the general public that wished to speak during the public forum for non-agenda items. No one from the general public was present.

Dr. Jennifer Jaax then joined the Board meeting via speaker phone to discuss her request for removal of conditions of her veterinary license. After completion of the review of information provided and a discussion with Dr. Jaax, a motion was made by Dr. Skaer, seconded by Dr. Otte that the Board find that Respondent has complied with the conditions imposed by the Board and hereby remove such conditions on the veterinary license of Dr. Jaax. This motion passed on a voice vote. Board General Counsel Mary Feighny will draft an order and provide that order to agency staff for processing.

A motion was then made by Dr. Skaer, seconded by Dr. Barta to approve the minutes of the last Board meeting as written. This motion passed on a voice vote. Dr. Carlson then signed the minutes of the last Board meeting and provided that signed copy to Ms. Mermis.

Board members then heard an AAVSB report of strategic planning and updates provided by Robyn Kendrick. Board President Dr. Carlson thanked Ms. Kendrick for her report and update.

Board members then reviewed applications for new license and registrations. Board members signed certificates of licenses that had been approved and returned the signed certificates to Ms. Mermis.

The Board meeting recessed at 12:05p.m.

The Board meeting reconvened at 1:10p.m.

Reports of case determinations and/or resolutions made since the last Board meeting were provided by members of the Board's probable cause review committees.

Board members then reviewed a request from a veterinarian requesting a waiver of late fees for license and premise renewals due to circumstances listed in a letter from the veterinarian. Board members, by consensus, recommended the late fees not be waived.

The Board then reviewed the ongoing case activity report and reviewed recently received case feedback. Board members also discussed case number 03052. Board members, by consensus, directed agency staff to refer this case for collection activity on the outstanding \$10,000 fine.

Board members then reviewed the recently received request from the Kansas Department of Revenue for a listing of licensees with the licensee's social security numbers. Mary Feighny indicated her opinion was that prior to releasing social security numbers, current licensees should be notified of their option of registering their objection to having their social security number released. By consensus, the Board members directed that Ms. Feighny draft a letter to the Department of Revenue and directed that license application forms for veterinarians and technicians include language that the applicant has the option of not providing their social security numbers.

Board members then discussed veterinary premises established as a public service outreach of a registered veterinary premise in disaster response situations like the recent tornado in Greensburg, Kansas and the severe flooding in South-East Kansas that impacted veterinary premises in those areas. After discussion, Dr. Barta moved, and Mr. Coffelt seconded a motion that the Board adopt a policy that the Board interprets the language in K.S.A. 47-816(k) relating to "public service outreach clinics" to include and allow for temporary veterinary facilities that need to be established in the event of a natural or man-made disaster. Further, the board interprets the word "times" in the phrase "no more than 3 times" found in the same statute to mean separate disaster events, each of which may last more than one day and may require such temporary facilities to be spread over more than one location. This motion passed on a voice vote.

Dr. Carlson reported on his presentation to the KVMA Executive Board on June 3, 2007.

Dr. Hanson then asked for feedback from Board members as to the current assignment of Board members to probable cause teams. By consensus, the Board members determined to leave the assignments to current probable cause teams as they exist at this time.

Dr. Hanson also provided his Director's report of non-agenda items including an informational report to Board members on possible complaint case resolutions including license sanctions, consent agreements, and citations and fines.

Dr. Hanson presented information regarding utilization of mediation in complaint cases. The Board discussed the approach of mentioning the possibility of mediation to the Respondent and Complainant in complaint cases. After discussion, the consensus of the Board members was that in some cases mediation might be mentioned to the parties prior to the Board's beginning its process for probable cause determination in the case.

Board members then reviewed the proposed dates and locations for upcoming Board meetings. The next regularly scheduled meeting of the Board will occur on Friday, September 14, 2007 at the Board office in Wamego. Dates for future meetings include November 2, 2007 and January 4, 2008, both at the Board office in Wamego.

At this time, Board members had no recommendations or request for agenda items for the next Board meeting. Board members did indicate an agenda item for the November Board meeting should include a report of the strategic plan of the AAVSB as well as other information presented at the AAVSB conference by Dr. Carlson, Dr. Olson and Ms. Mermis who will be attending the conference later this year.

Having no other business to address at this time, Mr. Coffelt moved for adjournment which was seconded by Dr. Barta. The meeting was adjourned after a voice vote at 4:05p.m.